

UNITED STATES BANKRUPTCY APPELLATE PANEL *for the Eighth Circuit*

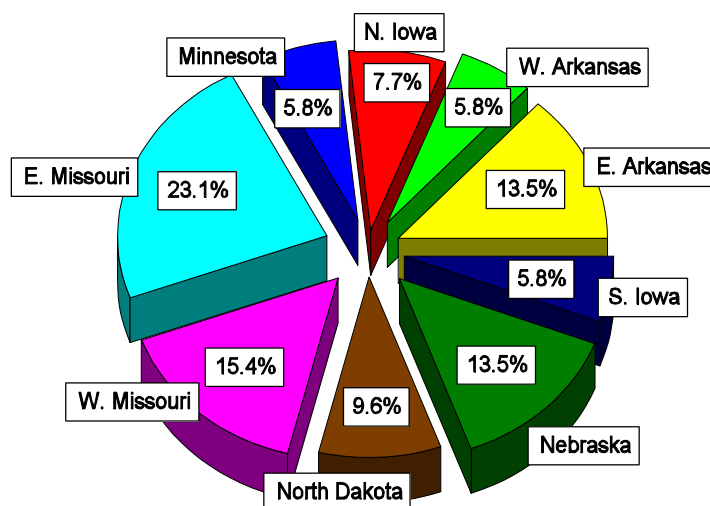
STATISTICAL REPORT -- THIRD QUARTER 2005

New Case Filings

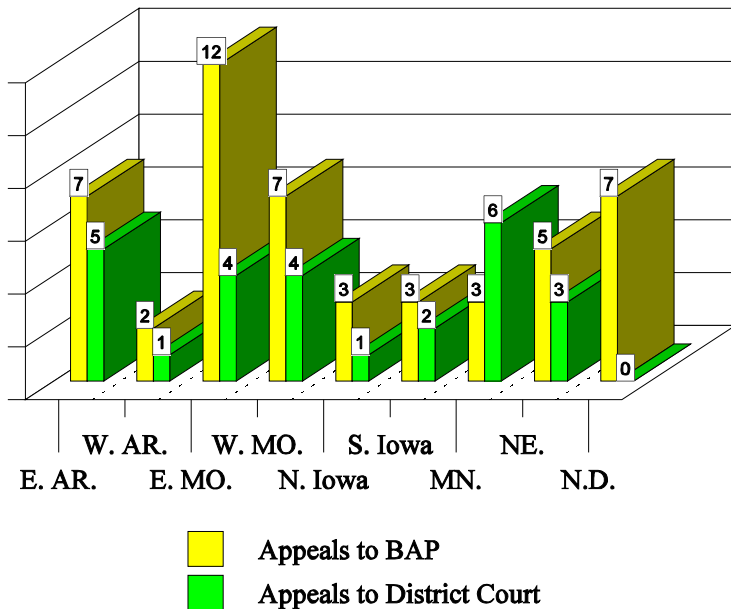
Fifty-two cases were docketed in the first nine months of 2005. Ten of those cases (19%) were filed by pro se litigants. Of the cases filed, thirty-three were appeals from contested matters, eighteen were appeals from adversary proceedings and one appeal was from a miscellaneous case. The graphics below illustrate the breakdown of case origin by district.

New Cases

Eastern Arkansas	7
Western Arkansas	3
Northern Iowa	4
Southern Iowa	3
Minnesota	3
Eastern Missouri	12
Western Missouri	8
Nebraska	5
North Dakota	7
TOTAL	52



District Court Elections



The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In the first three quarters of 2005, seventy-five appeals were taken from the Bankruptcy Courts. Forty-nine of those cases (65%) were appealed to and remained with the Bankruptcy Appellate Panel; twenty-six of the cases (35%) were appealed directly to or were transferred to the District Courts.

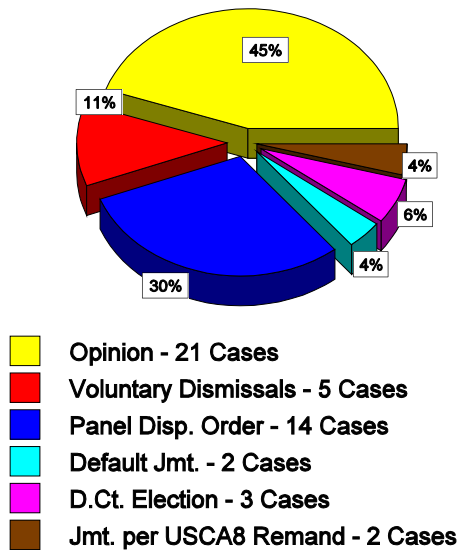
Case Processing Time

Listed in the table below are average processing times calculated for cases submitted on the merits which were subsequently closed between January 1, 2005 and September 30, 2005.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Arg.	100 days 3.3 months	111 days 3.6 months	47 days 1.5 month	258 days 8.4 months
Cases Submitted w/o Arg.	91 days 2.9 months	18 days .6 months	18 days .6 months	127 days 4.1 months
All Cases	96 days 3.1 months	76 days 2.5 months	36 days 1.2 months	208 days 6.8 months

Panel Referrals

In the first three quarters of 2005, twenty referrals were made to Administrative Panels; two of those cases were subsequently referred back to the panel, resulting in a total of twenty-two Administrative Panel referrals. Nine cases were submitted on the merits without oral argument and sixteen cases were submitted on the merits after oral argument. Hearings were held in St. Louis, Des Moines, St. Paul, Kansas City, Little Rock and Fargo.

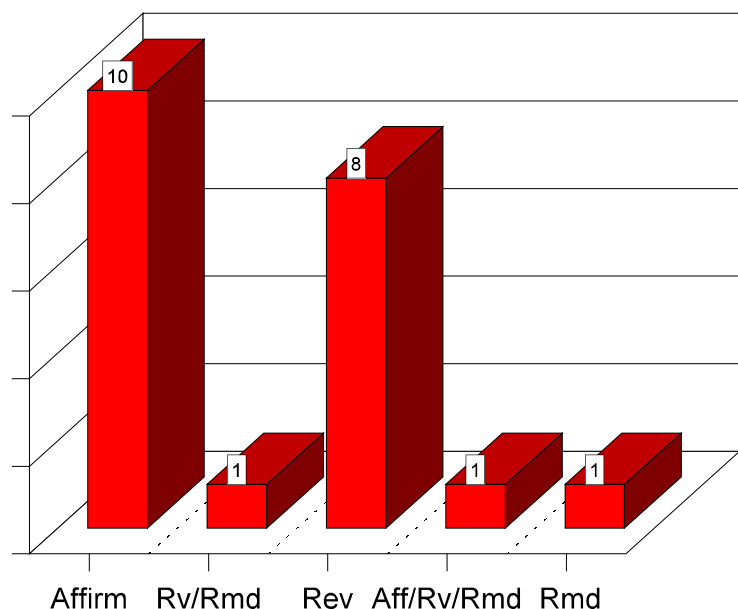


Case Dispositions

Forty-five cases were closed in the first nine months of 2005. In addition, two cases which had previously been closed were re-opened and new judgments were entered pursuant to remand orders from the U.S. Court of Appeals. The court wrote a total of twenty-one opinions which disposed of twenty-one cases. To the left is a breakdown of the method by which each case was closed.

Opinion Breakdown

Of the twenty-one opinions filed in the first three quarters of 2005, ten (48%) affirmed the Bankruptcy Court decision.



Appeals to the U.S. Court of Appeals

Ten notices of appeal were taken to the Court of Appeals from the Bankruptcy Appellate Panel in the first three quarters of 2005. In addition, eleven cases were pending before the Court of Appeals at the beginning of the year. Six cases were closed by the Court of Appeals during the last nine months, leaving a total of fifteen pending cases. In addition, one case which had been closed was re-opened and new judgment was entered by order of the U.S. Supreme Court. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed	4
Affirmed in Part/Reversed in Part	1
Voluntarily Dismissed	1
Reversed/Remanded (by order of S.Ct.)	1